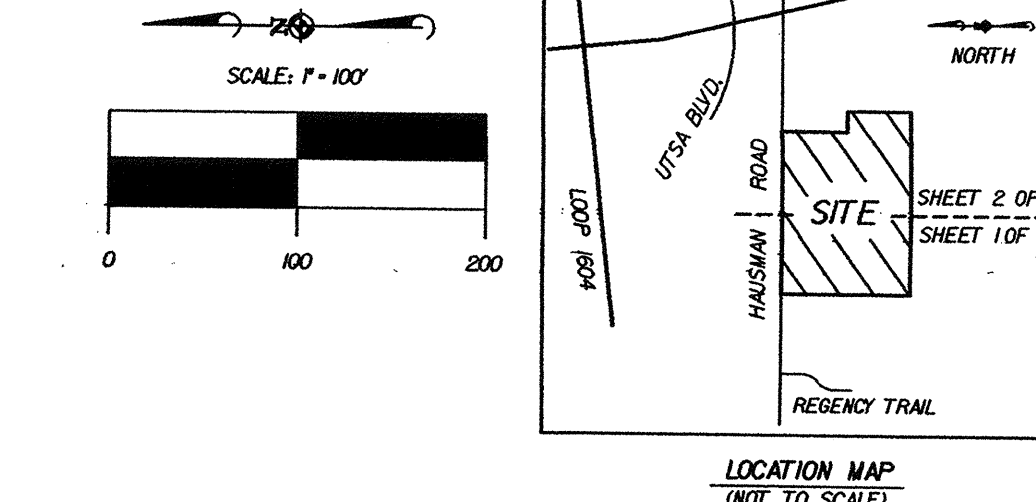
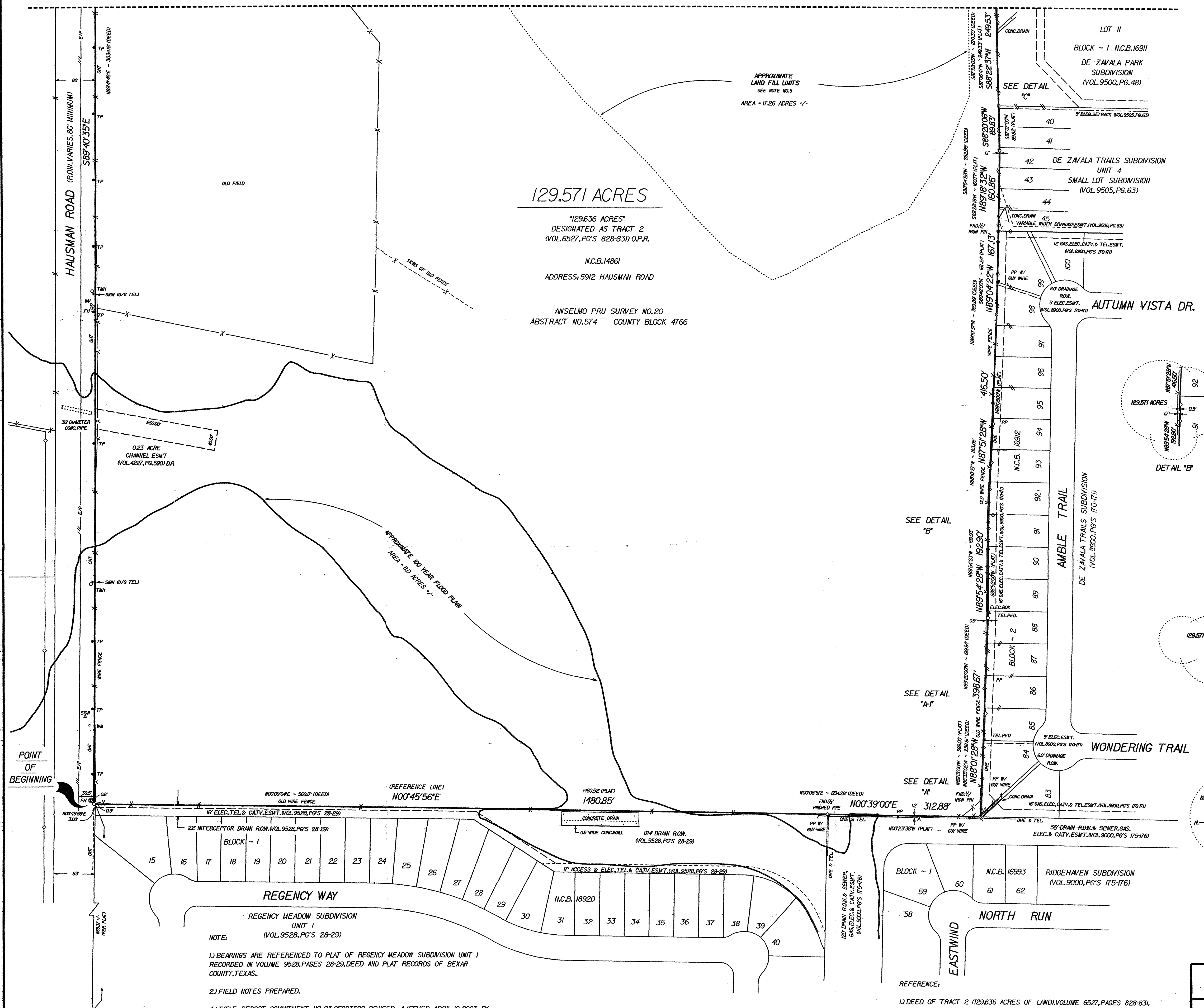


MATCHLINE SEE SHEET 2 OF 2



- LEGEND (TYPICAL)
- PP-POWER POLE
 - TP-TELEPHONE POLE
 - CONC-CONCRETE
 - CMP-CORRUGATED METAL PIPE
 - BLK-BLOCK
 - TEL-TELEPHONE
 - ELEC-ELECTRIC
 - OHE-OVERHEAD ELECTRIC
 - OHT-OVERHEAD TELEPHONE
 - E/P-EDGE OF PAVEMENT
 - SS-MH-SANITARY SEWER MANHOLE
 - TMH-TELEPHONE MANHOLE
 - FHH-FIRE HYDRANT
 - VOL-VOLUME
 - PS-PAVE
 - DR-DEED RECORDS
 - OPR-OFFICIAL PROPERTY RECORDS
 - RPR-REAL PROPERTY RECORDS
 - ROW-RIGHT OF WAY
- INDICATES CHAINLINK FENCE
--- INDICATES WOOD FENCE
---X--- INDICATES WIRE FENCE

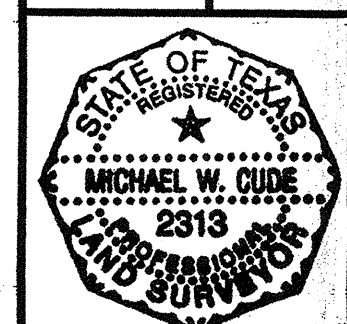
Certified to CENTEX HOMES, a Nevada general partnership, Alamo Title Company and Casseb Family Partnership, Ltd., a Texas limited partnership.

The undersigned (the "Surveyor") hereby certifies that (a) the survey plat entitled "Improvement Survey dated April 17, 2003, prepared by the undersigned under Job No. 197402 of that certain tract of land consisting of 129.571 acres in the Anselmo Pru Survey No. 20, Abstract No. 574, County Block 4766, in Bexar County Texas, and the property description set forth thereon, are true and correct and prepared from an actual on-the-ground survey of the real property (the "Property") shown thereon; (b) such survey was conducted by the Surveyor or under his supervision; (c) all monuments shown thereon actually exist and the location and type of material thereof are correctly shown; (d) the location of all streets, alleys, roads, highways and easements are as shown thereon; (e) except as shown thereon, there are no encroachments onto the Property or protrusions therefrom; there are no improvements on the Property, there are no visible encroachments or rights-of-way on the Property, and there are no visible discrepancies, conflicts, shortages in area or boundary line conflicts; (f) the distance from the nearest intersecting street or road is as shown and the Property abuts Hausman Road, a public road maintained by the City of San Antonio Public Works; (g) all recorded easements have been correctly plotted thereon; (h) the boundaries, dimensions and other details shown thereon are true and correct; (i) A portion of the subject property does lie within Zone "A" 100 year flood plain as shown on the FEMA Flood Insurance Rate Map of Bexar County, Texas Map No. 48029C0253 F as dated January 4, 2002 located in our office; and (j) such survey plat is made in accordance with the standards and specifications for a "Land Title Survey, Category 1A, Condition II as defined in the Manual of Practice for Land Surveying in the State of Texas" comprised by the Texas Society of Professional Surveyors.

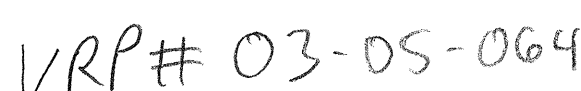
EXECUTED this 17th day of April, 2003.

Michael W. Cude, P.L.S. No. 2313
Original Signature in red.

IMPROVEMENT SURVEY OF

129.571 ACRES OF LAND IN THE CITY OF SAN ANTONIO, N.C.B. 14861 BEING ALL OF THE REAL PROPERTY DESIGNATED AS TRACT 2 (129.571 ACRES OF LAND) AS DESCRIBED BY DEED RECORDED IN VOLUME 6527, PAGES 828-831, OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY, TEXAS AND OUT OF THE ANSELMO PRU SURVEY NO. 20, ABSTRACT NO. 574, COUNTY BLOCK 4766, BEXAR COUNTY, TEXAS.	
	M.W. CUDE ENGINEERS, L.L.C. (210) 681-2951 10325 BANDERA RD., SAN ANTONIO, TEXAS 78250
	DATE: APRIL 17, 2003 JOB NO.: 197402
DRAWN BY: J.G.R. CHECKED BY: W.A.S.	SHEET 1 OF 2

VRP# 03-05-064





City of San Antonio
New
Vested Rights Permit
APPLICATION

CITY OF SAN ANTONIO
DEPT. OF PLANNING
OFFICE OF DIRECTOR

03 MAY 28 AM 9:12

Permit File: # 03-05-064
Assigned by city staff

Date: 5/27/03

1. All applicable information on application must be legibly printed or typed for processing. *If application is completed on behalf of the property owner please attach power of attorney or letter of agent.*
2. Please complete this application and attach 2 maps of the property and 2 sets of all supporting documents.

Note: All Applications must have a Site Map showing the Area Boundary (Attached).

Owner/Agent: Earl & Brown, P.C. for Casseb Family
Partnership and Centex Homes Phone: (210) 222-1500 Fax: (210) 222-9100

Address: 111 Soledad, Suite 1111, San Antonio, TX Zip code: 78205

Engineer/Surveyor: Steven W. Funderburg Phone: _____ Fax: _____

Address: _____ Zip code: _____

1. Name of Project: The Park at University Hills

2. Site location or address of Project: 5900 Block of Hausman Road

3. Council District 8 ETJ Over Edward's Aquifer Recharge? () yes (x) no

4. What is the specific purpose of this Project and the expected use(s) to be created by this Project (type of development, number of buildings, type of building(s), specific use(s) of those buildings, etc.)? *Please be aware that the city must understand exactly what this Project is expected to accomplish in order to evaluate this application.*

Single-family residential development

5. What is the date the applicant claims rights vested for this Project? September 17, 2003

6. What, if any, construction or related actions have taken place on the property since that date?
Landfill has been cleaned

Permit File # _____

7. By what means does the applicant claim rights vested for this Project? *Please specify all that may be applicable.*

• **PERMIT**

Type of Permit: Voluntary Cleanup Application Date of Application: 9/17/02

Permit Number: 1523 Date issued: 10/15/02

Expiration Date: N/A Acreage: N/A

• **MASTER DEVELOPMENT PLAN (MDP)** (Formerly POADP)*

accepted prior to September 1, 1997 are subject to permit right conditions within 18 months from the effective date of the development rights ordinance (9/25/97) and projects submitted after September 1, 1997 are subject to 18 months for the POADP acceptance date.

Name: _____ # _____

Date accepted: _____ Expiration Date: _____ MDP Size: _____ acres

• **P.U.D. PLAN**

Name: _____ # _____

Date accepted: _____

• **Plat Application**

Plat Name: _____ Plat # _____ Acreage: _____

Date submitted: _____ Expiration Date: _____

(Note: Plat must be approved within 18 months of application submittal date).

• **Approved Plat**

Plat Name: _____ Plat # _____ Acreage: _____ Approval

Date: _____ Plat recording Date: _____ Expiration Date: _____ Vol./Pg. _____

(Note: If plat is not recorded within 3 years of plat approval permit rights will expire).

• **Other**

NOTE: Filing a knowingly false statement on this document, or any attached document, is a crime under §37.02 and §37.10 of the Texas Penal Code, punishable as a state jail felony by up to two years in jail and fine of up to \$10,000.

I hereby certify that all information this Application and the attached documents is true and correct and that it is my belief the property owner is entitled to Vested Rights for this Project.

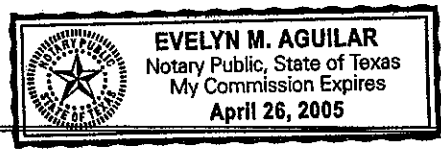
Print name: Habib H. Erkan, Jr.

Signature: _____

Date: 5/27/03

Permit File # 03-05-064

Sworn to and subscribed before me by Habib H. Erkan, Jr. on this 27th day of May in the year 2003, to certify which witness my hand and seal of office.



[Signature]
Notary Public, State of Texas

City of San Antonio use

Permit File: # _____
Assigned by city staff

Date: _____

☒ **Approved** *As of 9-17-2002*

☐ **Disapproved**

Review By: [Signature]
Assistant City Attorney

Date: June 4, 2003

Comments: _____

03 MAY 28 AM 9:11

May 27, 2003

Mr. Michael Herrera
Planner II
Development Services Department
City of San Antonio
1901 S. Alamo St., 2nd Floor
San Antonio, TX 78204

Via Hand-Delivery

Mr. Tom Shute
Assistant City Attorney
City of San Antonio
100 Military Plaza, 3rd Floor
San Antonio, TX 78205

Via Hand-Delivery

Re: Vested Rights Permit Application for approximately 129.636 acres described as Parcel P-20 NCB 14861 and being physically located at 5912 Hausman Road, near its intersection with IH10

Dear Messrs.:

On behalf of our clients, Casseb Family Partnership, Ltd., and Centex Homes, please accept this application for recognition of vested rights for the above referenced tract of land.

This request is made pursuant to the provisions of the City of San Antonio's Unified Development Code Chapter 35, Article VII, Division 2, entitled ("Vested Rights"). In accordance with Section 35-111(b)(2) and applicable provisions of the Texas Local Government Code Chapter 245, the undersigned is submitting a Texas Commission on Environmental Quality Closed Municipal Solid Waste Landfill Site Voluntary Cleanup Program Application, (hereinafter VCP No. 1523) dated September 17, 2002, as the initial permit for this project. Please note, that obtaining VCP No. 1523 was a necessary first step to initiate this single-family development project. Subsequently, on behalf of our clients, this firm submitted a formal application for zoning change to change 113.6512 acres out of this 129.6360 acre tract from its current zoning "I-1", "C-2", "C-3R" and "MF-33" to "RM-4."

Please note that while the landfill covered approximately 17.26 acres of the subject tract, the acquisition of said permit from TCEQ was necessary in order to begin this project. Simply put, the development of this project as a single family development could not occur unless and until the matters which this voluntarily cleanup program agreement addressed are resolved. Consequently, VCP No. 1523 is a permit as that term

Mr. Michael Herrera
Mr. Tom Shute
May 27, 2003
Page 2

is defined in Texas Local Government Code Section 245.001(1) and that it is a form of authorization required by law, that was necessary for my client to initiate this project. Your attention is directed to page 4 of the enclosed VCP No. 1523 wherein the applicant has stated that the proposed future land use to be achieved is residential.

In closing, I wish to reiterate that the project for which acknowledgement of vesting is sought is a single-family development based on VCP No. 1523 and that the date of vesting is September 17, 2002. Included with this letter is a check in the amount of \$160.00 to cover the costs of processing this application and duplicate copies of the following documents:

1. Vested Rights Permit Application;
2. Voluntary Natural Resource Conservation Commission Voluntary Cleanup Program Agreement;
3. Copy of check made payable to the TCEQ;
4. Letter dated October 15, 2002 from TCEQ acknowledging VCP No. 1523 was administratively complete;
5. TCEQ's final assessment of VCP No. 1523; and
6. Improvement Survey of the tract produced by MW Cude Engineers, L.L.C., which shall also serve the site map.

If you have any questions regarding this matter, please do not hesitate to contact the undersigned.

Sincerely,
EARL & BROWN, P.C.

By: 
Habib H. Elkan, Jr.

f:4120.003/herrerashute ltr.doc
Enclosures